

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

10X GENOMICS, INC. and PRESIDENT AND
FELLOWS OF HARVARD COLLEGE,

*Plaintiffs, Counterclaim
Defendant,*

v.

NANOSTRING TECHNOLOGIES, INC.,

*Defendant, Counterclaim
Plaintiff.*

C.A. No. 22-261-MFK

NANOSTRING TECHNOLOGIES, INC.,

*Plaintiff, Counterclaim
Defendant,*

v.

10X GENOMICS, INC.,

*Defendant, Counterclaim
Plaintiff.*

C.A. No. 22-1375-MFK

10X GENOMICS, INC. and PRESIDENT AND
FELLOWS OF HARVARD COLLEGE,

*Plaintiffs, Counterclaim
Defendant as to certain claims,*

v.

VIZGEN, INC.,

*Defendant, Counterclaim
Plaintiff.*

C.A. No. 22-595-MFK

JOINT CLAIM CONSTRUCTION STATEMENT

Pursuant to the Court's Scheduling Orders (D.I. 34, 55, 105 in the 261 Case; D.I. 45, 137 in the 595 Case; D.I. 37 in the 1375 Case) the parties hereby provide this Joint Claim Construction Statement for the asserted claims in each case:

A. 261 Case

In the 261 Case (U.S. Patent Nos. 10,227,639 ("639 Patent"), 11,021,737 ("737 Patent"), 11,293,051 ("051 Patent"), 11,293,052 ("052 Patent"), 11,293,054 ("054 Patent"), and 11,542,554 ("554 Patent")), **Exhibit A** hereto identifies the disputed terms, each party's proposed construction for each term, and the intrinsic evidence supporting their proposed constructions. The parties reserve the right to cite additional intrinsic evidence in their briefing in response to their ongoing investigation and analysis and as the parties' positions are clarified during briefing. **Exhibit A** also identifies agreed terms and their agreed-to constructions.

B. 595 Case

In the 595 Case (U.S. Patent Nos. 11,021,737 ("737 Patent"), 11,293,051 ("051 Patent"), 11,293,052 ("052 Patent"), 11,299,767 ("767 Patent"), 11,549,136 ("136 Patent"), and 11,098,303 ("303 Patent")), **Exhibit B** hereto identifies the disputed terms each party's proposed construction for each term, and the intrinsic evidence supporting their proposed constructions. The parties reserve the right to cite additional intrinsic evidence in their briefing in response to their ongoing investigation and analysis and as the parties' positions are clarified during briefing.

C. 1375 Case

In the 1375 Case (U.S. Patent Nos. 11,473,142 ("142 Patent") and 11,377,689 ("689 Patent")), **Exhibit C** hereto identifies the disputed terms, each party's proposed construction for each term, and the intrinsic evidence supporting their proposed constructions. The parties reserve the right to cite additional intrinsic evidence in their briefing in response to their ongoing

investigation and analysis and as the parties' positions are clarified during briefing. **Exhibit C** also identifies agreed terms and their agreed-to constructions.

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